

**BEFORE THE
BOARD OF BEHAVIORAL SCIENCES
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Case No. 2002021002578

JESSICA HINOJOSA
2130 S. Lewis Street #205
Anaheim, CA 92802

Licensed Marriage and Family Therapist
License No. LMFT 121817

Respondent.

DECISION AND ORDER

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Board of Behavioral Sciences, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on January 5, 2023.

It is so ORDERED December 6, 2022.



FOR THE BOARD OF BEHAVIORAL SCIENCES
DEPARTMENT OF CONSUMER AFFAIRS



1 ROB BONTA
Attorney General of California
2 SHAWN P. COOK
Supervising Deputy Attorney General
3 CHRISTINA THOMAS
Deputy Attorney General
4 State Bar No. 171168
300 So. Spring Street, Suite 1702
5 Los Angeles, CA 90013
Telephone: (213) 269-6297
6 Facsimile: (916) 731-2126
Attorneys for Complainant
7

8 **BEFORE THE**
9 **BOARD OF BEHAVIORAL SCIENCES**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 2002021002578

13 **JESSICA HINOJOSA**
14 **2130 S. Lewis Street #205**
Anaheim, CA 92802

STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER

15 **Licensed Marriage and Family Therapist**
16 **License No. LMFT 121817**

17 Respondent.
18

19 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-
20 entitled proceedings that the following matters are true:

21 **PARTIES**

22 1. Steve Sodergren (Complainant) is the Executive Officer of the Board of Behavioral
23 Sciences (Board). He brought this action solely in his official capacity and is represented in this
24 matter by Rob Bonta, Attorney General of the State of California, by Christina Thomas, Deputy
25 Attorney General.

26 2. Respondent Jessica Hinojosa (Respondent) is representing herself in this proceeding
27 and has chosen not to exercise her right to be represented by counsel.
28

3. On or about September 15, 2020, the Board issued Licensed Marriage and Family Therapist License No. LMFT 121817 to Jessica Hinojosa. The Licensed Marriage and Family Therapist License was in full force and effect at all times relevant to the charges brought in Accusation No. 2002021002578, and will expire on September 30, 2024, unless renewed.

JURISDICTION

4. Accusation No. 2002021002578 was filed before the Board, and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on August 22, 2022. Respondent timely filed her Notice of Defense contesting the Accusation.

5. A copy of Accusation No. 2002021002578 is attached as exhibit A and incorporated herein by reference.

ADVISEMENT AND WAIVERS

6. Respondent has carefully read, and understands the charges and allegations in Accusation No. 2002021002578. Respondent has also carefully read, and understands the effects of this Stipulated Settlement and Disciplinary Order.

7. Respondent is fully aware of her legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel at her own expense; the right to confront and cross-examine the witnesses against her; the right to present evidence and to testify on her own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

8. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

CULPABILITY

9. Respondent admits the truth of each and every charge and allegation in Accusation No. 2002021002578.

10. Respondent agrees that her Licensed Marriage and Family Therapist License is subject to discipline and she agrees to be bound by the Board's probationary terms as set forth in the Disciplinary Order below.

CONTINGENCY

11. This stipulation shall be subject to approval by the Board of Behavioral Sciences. Respondent understands and agrees that counsel for Complainant and the staff of the Board of Behavioral Sciences may communicate directly with the Board regarding this stipulation and settlement, without notice to or participation by Respondent. By signing the stipulation, Respondent understands and agrees that she may not withdraw her agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.

12. The parties understand and agree that Portable Document Format (PDF) and facsimile copies of this Stipulated Settlement and Disciplinary Order, including PDF and facsimile signatures thereto, shall have the same force and effect as the originals.

13. This Stipulated Settlement and Disciplinary Order is intended by the parties to be an integrated writing representing the complete, final, and exclusive embodiment of their agreement. It supersedes any and all prior or contemporaneous agreements, understandings, discussions, negotiations, and commitments (written or oral). This Stipulated Settlement and Disciplinary Order may not be altered, amended, modified, supplemented, or otherwise changed except by a writing executed by an authorized representative of each of the parties.

14. In consideration of the foregoing admissions and stipulations, the parties agree that the Board may, without further notice or formal proceeding, issue and enter the following Disciplinary Order:

1 **DISCIPLINARY ORDER**

2 IT IS HEREBY ORDERED that Licensed Marriage and Family Therapist License No.
3 LMFT 121817 issued to Jessica Hinojosa is revoked. The revocation is stayed and Respondent is
4 placed on three (3) years probation with the following terms and conditions. Probation shall
5 continue on the same terms and conditions if Respondent is granted another registration or license
6 regulated by the Board.

7 **1. Psychological / Psychiatric Evaluation**

8 Within 90 days of the effective date of this Decision, and on a periodic basis thereafter as
9 may be required by the Board or its designee, respondent shall complete a psychological or
10 psychiatric evaluation by such licensed psychologists or psychiatrists as are appointed by the
11 Board. The cost of such evaluation shall be borne by respondent. Failure to pay for the report in
12 a timely fashion constitutes a violation of probation.

13 Such evaluator shall furnish a written report to the Board or its designee regarding
14 respondent's judgment and ability to function independently and safely as a counselor and such
15 other information as the Board may require. Respondent shall execute a Release of Information
16 authorizing the evaluator to release all information to the Board. Respondent shall comply with
17 the recommendations of the evaluator.

18 If a psychological or psychiatric evaluation indicates a need for supervised practice, (within
19 30 days of notification by the Board), respondent shall submit to the Board or its designee, for its
20 prior approval, the name and qualification of one or more proposed supervisors and a plan by
21 each supervisor by which the respondent's practice will be supervised.

22 If respondent is determined to be unable to practice independently and safely, upon
23 notification, respondent shall immediately cease practice and shall not resume practice until
24 notified by the Board or its designee. Respondent shall not engage in any practice for which a
25 license issued by the Board is required, until the Board or its designee has notified the respondent
26 of its determination that respondent may resume practice.

1 **2. Psychotherapy**

2 Respondent shall participate in ongoing psychotherapy with a California licensed mental
3 health professional who has been approved by the Board. Within 15 days of the effective date of
4 this Decision, Respondent shall submit to the Board or its designee for its prior approval the name
5 and qualifications of one or more therapists of respondent's choice. Such therapist shall possess a
6 valid California license to practice and shall have had no prior business, professional, or personal
7 relationship with respondent, and shall not be respondent's supervisor. Counseling shall be at least
8 once a week unless otherwise determined by the Board. Respondent shall continue in such
9 therapy at the Board's discretion. Cost of such therapy is to be borne by respondent.

10 Respondent may, after receiving the Board's written permission, receive therapy via
11 videoconferencing if respondent's good faith attempts to secure face-to-face counseling are
12 unsuccessful due to the unavailability of qualified mental health care professionals in the area.
13 The Board may require that respondent provide written documentation of her good faith attempts
14 to secure counseling via videoconferencing.

15 Respondent shall provide the therapist with a copy of the Board's Decision no later than the
16 first counseling session. Upon approval by the Board, respondent shall undergo and continue
17 treatment until the Board or its designee determines that no further psychotherapy is necessary.

18 Respondent shall take all necessary steps to ensure that the treating psychotherapist submits
19 quarterly written reports to the Board concerning respondent's fitness to practice, progress in
20 treatment, and to provide such other information as may be required by the Board. Respondent
21 shall execute a Release of Information authorizing the therapist to divulge information to the
22 Board.

23 If the treating psychotherapist finds that respondent cannot practice safely or independently,
24 the psychotherapist shall notify the Board within three (3) working days. Upon notification by
25 the Board, respondent shall immediately cease practice and shall not resume practice until
26 notified by the Board or its designee that respondent may do so. Respondent shall not thereafter
27 engage in any practice for which a license issued by the Board is required until the Board or its
28 designee has notified respondent that she may resume practice. Respondent shall document

1 compliance with this condition in the manner required by the Board.

2 **3. Education**

3 Respondent shall take and successfully complete the equivalency of two (2) semester units
4 in substance use/abuse. All course work shall be taken at the graduate level at an accredited or
5 approved educational institution that offers a qualifying degree for licensure as a marriage and
6 family therapist, clinical social worker, educational psychologist, or professional clinical
7 counselor or through a course approved by the Board. Classroom attendance must be specifically
8 required. Course content shall be pertinent to the violation and all course work must be completed
9 within 18 months (or as approved by the Board) from the effective date of this Decision.

10 Within 90 days of the effective date of the Decision respondent shall submit a plan for prior
11 Board approval for meeting these educational requirements. All costs of the course work shall be
12 paid by Respondent. Units obtained for an approved course shall not be used for continuing
13 education units required for renewal of licensure.

14 **4. Abstain from Controlled Substances / Submit Drug and Alcohol Testing**

15 Respondent shall completely abstain from the use or possession of controlled or illegal
16 substances unless lawfully prescribed by a medical practitioner for a bona fide illness.

17 Respondent shall immediately submit to random and directed drug and alcohol testing, at
18 respondent's cost, upon request by the Board or its designee. Respondent shall be subject to a
19 minimum number of random tests per year for the duration of the probationary term, as
20 prescribed in the Uniform Standards Related to Substance Abuse listed herein. There will be no
21 confidentiality in test results. Any confirmed positive finding will be immediately reported to
22 Respondent, Respondent's current employer, and the supervisor, if any, and shall be a violation of
23 probation.

24 If the Respondent tests positive for a controlled substance, Respondent's license shall be
25 automatically suspended. Respondent shall make daily contact as directed by the Board to
26 determine if she must submit to testing. Respondent shall submit her test on the same day that
27 she is notified that a test is required. All alternative testing sites due to vacation or travel outside
28 of California must be approved by the Board prior to the vacation or travel.

1 **5. Abstain from Use of Alcohol / Submit to Alcohol and Drug Testing**

2 Respondent shall completely abstain from the intake of alcohol during the period of
3 probation.

4 Respondent shall immediately submit to random and directed drug and alcohol testing, at
5 respondent's cost, upon request by the Board or its designee. Respondent shall be subject to a
6 minimum number of random tests per year for the duration of the probationary term, as
7 prescribed in the Uniform Standards Related to Substance Abuse listed herein. There will be no
8 confidentiality in test results. Any confirmed positive finding will be immediately reported to
9 Respondent, Respondent's current employer, and to the supervisor, if any, and shall be a violation
10 of probation.

11 If the Respondent tests positive for alcohol and/or a controlled substance, Respondent's
12 license shall be automatically suspended. Respondent shall make daily contact as directed by the
13 Board to determine if she must submit to testing. Respondent shall submit her test on the same
14 day that she is notified that a test is required. All alternative testing sites due to vacation or travel
15 outside of California must be approved by the Board prior to the vacation or travel.

16 **6. Dependency Support Program**

17 Respondent shall attend a dependency support program approved by the Board no less than
18 two times per week. Respondent shall provide proof of attendance at said program with each
19 quarterly report that Respondent submits during the period of probation. Failure to attend, or to
20 show proof of such attendance, shall constitute a violation of probation.

21 **7. Obey All Laws**

22 Respondent shall obey all federal, state and local laws, all statutes and regulations
23 governing the licensee, and remain in full compliance with any court ordered criminal probation,
24 payments and other orders. A full and detailed account of any and all violations of law shall be
25 reported by Respondent to the Board or its designee in writing within seventy-two (72) hours of
26 occurrence. To permit monitoring of compliance with this term, respondent shall submit
27 fingerprints through the Department of Justice and Federal Bureau of Investigation within 30 days
28

1 of the effective date of the Decision, unless previously submitted as part of the licensure
2 application process. Respondent shall pay the cost associated with the fingerprint process.

3 **8. File Quarterly Reports**

4 Respondent shall submit quarterly reports, to the Board or its designee, as scheduled on the
5 "Quarterly Report Form" (rev. 07/2016). Respondent shall state under penalty of perjury whether
6 she has been in compliance with all the conditions of probation. Notwithstanding any provision
7 for tolling of requirements of probation, during the cessation of practice respondent shall continue
8 to submit quarterly reports under penalty of perjury.

9 **9. Comply with Probation Program**

10 Respondent shall comply with the probation program established by the Board and
11 cooperate with representatives of the Board in its monitoring and investigation of Respondent's
12 compliance with the program.

13 **10. Interviews with the Board**

14 Respondent shall appear in person for interviews with the Board or its designee upon
15 request at various intervals and with reasonable notice.

16 **11. Failure to Practice**

17 In the event respondent stops practicing in California, respondent shall notify the Board or
18 its designee in writing within 30 calendar days prior to the dates of non-practice and return to
19 practice. Non-practice is defined as any period of time exceeding thirty calendar days in which
20 respondent is not engaging in any activities defined in sections 4980.02, 4989.14, 4996.9, or
21 4999.20 of the Business and Professions Code. Any period of non-practice, as defined in this
22 condition, will not apply to the reduction of the probationary term and will relieve respondent of
23 the responsibility to comply with the probationary terms and conditions with the exception of this
24 condition and the following terms and conditions of probation: Obey All Laws; File Quarterly
25 Reports; Comply With Probation Program; Maintain Valid License/Registration; and Cost
26 Recovery. Respondent's license shall be subject to cancellation if Respondent's period of non-
27 practice total two years.

1 **12. Change of Place of Employment or Place of Residence**

2 Respondent shall notify the Board or its designee in writing within 30 days of any change
3 of place of employment or place of residence. The written notice shall include the address, the
4 telephone number and the date of the change.

5 **13. Supervision of Unlicensed Persons**

6 While on probation, respondent shall not act as a supervisor for any hours of supervised
7 practice required for any license issued by the Board. Respondent shall terminate any such
8 supervisorial relationship in existence on the effective date of this Decision.

9 **14. Notification to Clients**

10 Respondent shall notify all clients when any term or condition of probation will affect their
11 therapy or the confidentiality of their records, including but not limited to supervised practice,
12 suspension, or client population restriction. Such notification shall be signed by each client prior
13 to continuing or commencing treatment. Respondent shall submit, upon request by the Board or
14 its designee, satisfactory evidence of compliance with this term of probation.

15 **15. Notification to Employer**

16 Respondent shall provide each of her current or future employers, when performing
17 services that fall within the scope of practice of her license, a copy of this Decision and the
18 Statement of Issues or Accusation before commencing employment. Notification to Respondent's
19 current employer shall occur no later than the effective date of the Decision or immediately upon
20 commencing employment. Respondent shall submit, upon request by the Board or its designee,
21 satisfactory evidence of compliance with this term of probation.

22 Respondent shall provide to the Board the names, physical addresses, and telephone
23 numbers of all employers, supervisors, and contractors.

24 Respondent shall complete the required consent forms and sign an agreement with the
25 employer and supervisor, or contractor, and the Board to allow the Board to communicate with
26 the employer and supervisor or contractor regarding the Licensee's work status, performance, and
27 monitoring.
28

1 **16. Violation of Probation**

2 If respondent violates the conditions of her probation, the Board, after giving respondent
3 notice and the opportunity to be heard, may set aside the stay order and impose the discipline
4 (revocation/suspension) of Respondent's license provided in the Decision.

5 If during the period of probation, an accusation, petition to revoke probation, or statement
6 of issues has been filed against respondent's license or application for licensure, or the Attorney
7 General's office has been requested to prepare such an accusation, petition to revoke probation, or
8 statement of issues, the probation period set forth in this Decision shall be automatically extended
9 and shall not expire until the accusation, petition to revoke probation, or statement of issues has
10 been acted upon by the Board. Upon successful completion of probation, respondent's license
11 shall be fully restored.

12 **17. Maintain Valid License**

13 Respondent shall, at all times while on probation, maintain a current and active license with
14 the Board, including any period during which suspension or probation is tolled. Should
15 respondent's license, by operation of law or otherwise, expire, upon renewal respondent's license
16 shall be subject to any and all terms of this probation not previously satisfied.

17 **18. License Surrender**

18 Following the effective date of this Decision, if respondent ceases practicing due to
19 retirement or health reasons, or is otherwise unable to satisfy the terms and conditions of
20 probation, respondent may voluntarily request the surrender of her license to the Board. The
21 Board reserves the right to evaluate Respondent's request and to exercise its discretion whether to
22 grant the request or to take any other action deemed appropriate and reasonable under the
23 circumstances. Upon formal acceptance of the surrender, respondent shall within 30 calendar
24 days deliver respondent's license and certificate and if applicable wall certificate to the Board or
25 its designee and respondent shall no longer engage in any practice for which a license is required.
26 Upon formal acceptance of the tendered license, respondent will no longer be subject to the terms
27 and conditions of probation.
28

1 Voluntary surrender of respondent's license shall be considered to be a disciplinary action
2 and shall become a part of respondent's license history with the Board. Respondent may not
3 petition the Board for reinstatement of the surrendered license. Should respondent at any time
4 after voluntary surrender ever reapply to the Board for licensure respondent must meet all current
5 requirements for licensure including, but not limited to, filing a current application, meeting all
6 current educational and experience requirements, and taking and passing any and all examinations
7 required of new applicants.

8 **19. Instruction of Coursework Qualifying for Continuing Education**

9 Respondent shall not be an instructor of any coursework for continuing education credit
10 required by any license issued by the Board.

11 **20. Notification to Referral Services**

12 Respondent shall immediately send a copy of this Decision to all referral services registered
13 with the Board in which respondent is a participant. While on probation, respondent shall send a
14 copy of this Decision to all referral services registered with the Board that respondent seeks to
15 join.

16 **21. Reimbursement of Probation Program**

17 Respondent shall reimburse the Board for the costs it incurs in monitoring the probation to
18 ensure compliance for the duration of the probation period. Reimbursement costs shall be
19 \$1,200.00 per year.

20 **22. Cost Recovery**

21 Respondent shall pay the Board \$991.00 as and for the reasonable costs of the
22 investigation and prosecution of Case No. 2002021002578. Respondent shall make such
23 payments in accordance with a payment plan outlined by the Board. Respondent shall make the
24 check or money order payable to the Board of Behavioral Sciences and shall indicate on the
25 check or money order that it is the cost recovery payment for Case No. 2002021002578. Any
26 order for payment of cost recovery shall remain in effect whether or not probation is tolled.
27 Probation shall not terminate until full payment has been made. Should any part of cost recovery
28 not be paid in accordance with the outlined payment schedule, respondent shall be considered to

1 be in violation of probation. A period of non-practice by respondent shall not relieve respondent
2 of her obligation to reimburse the Board for its costs.

3 Cost recovery must be completed six months prior to the termination of probation. A
4 payment plan authorized by the Board may be extended at the discretion of the Enforcement
5 Manager based on good cause shown by the probationer.

6 ACCEPTANCE

7 I have carefully read the Stipulated Settlement and Disciplinary Order. I understand the
8 stipulation and the effect it will have on my Licensed Marriage and Family Therapist License. I
9 enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and
10 intelligently, and agree to be bound by the Decision and Order of the Board of Behavioral
11 Sciences.

12
13 DATED: 11/1/22

Jessie Hinojosa
JESSICA HINOJOSA
Respondent

15 ENDORSEMENT

16 The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully
17 submitted for consideration by the Board of Behavioral Sciences.

18
19 DATED: 11/1/22

Respectfully submitted,

20 ROB BONTA
Attorney General of California
21 SHAWN P. COOK
Supervising Deputy Attorney General

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23
24 CHRISTINA THOMAS
Deputy Attorney General
Attorneys for Complainant

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27 Hinojosa Jessica - 2002021002578 - Stipulated Settlement.docx
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Exhibit A

Accusation No. 2002021002578

1 ROB BONTA
Attorney General of California
2 NANCY A. KAISER
Supervising Deputy Attorney General
3 SHAWN P. COOK
Supervising Deputy Attorney General
4 State Bar No. 117851
300 So. Spring Street, Suite 1702
5 Los Angeles, CA 90013
Telephone: (213) 269-6291
6 Facsimile: (916) 731-2126
E-mail: Shawn.Cook@doj.ca.gov
7 *Attorneys for Complainant*

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9 **BEFORE THE**
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10 **DEPARTMENT OF CONSUMER AFFAIRS**
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12 In the Matter of the Accusation Against:

Case No. 2002021002578

13 **JESSICA HINOJOSA**
2130 S. Lewis Street #205
14 Anaheim, CA 92802

ACCUSATION

15 **Licensed Marriage and Family Therapist**
16 **License No. LMFT 121817**

Respondent.

17
18
19 **PARTIES**

20 1. Steve Sodergren (Complainant) brings this Accusation solely in his official capacity
21 as the Executive Officer of the Board of Behavioral Sciences (Board), Department of Consumer
22 Affairs.

23 2. On or about September 15, 2020, the Board issued Licensed Marriage and Family
24 Therapist License Number LMFT 121817 to Jessica Hinojosa (Respondent). The Licensed
25 Marriage and Family Therapist License was in full force and effect at all times relevant to the
26 charges brought herein and will expire on September 30, 2024, unless renewed.

27 ///

28 ///

1 **JURISDICTION**

2 3. This Accusation is brought before the Board under the authority of the following
3 laws. All section references are to the Business and Professions Code (Code) unless otherwise
4 indicated.

5 4. Section 4990.33 of the Code states:

6 Notwithstanding any other law, except as provided in Section 4990.32, the
7 expiration, cancellation, forfeiture, or suspension of a license, registration, or other
8 authority to practice by operation of law or by order or decision of the board or a
9 court of law, the placement of a license on a retired status, or the voluntary surrender
10 of a license or registration by a licensee or registrant, of any license or registration
within the authority of the board, shall not deprive the board of jurisdiction to
commence or proceed with any investigation of, or action or disciplinary proceeding
against, the licensee or registrant or to render a decision suspending or revoking the
license or registration.

11 **STATUTORY PROVISIONS**

12 5. Section 490 of the Code provides, in pertinent part, that a board may suspend or
13 revoke a license on the ground that the licensee has been convicted of a crime substantially
14 related to the qualifications, functions, or duties of the business or profession for which the
15 license was issued.

16 6. Section 4982 of the Code states, in pertinent part:

17 The board may deny a license or registration or may suspend or revoke the
18 license or registration of a licensee or registrant if the licensee or registrant has been
19 guilty of unprofessional conduct. Unprofessional conduct includes, but is not limited
to, the following:

20 (a) The conviction of a crime substantially related to the qualifications,
21 functions, or duties of a licensee or registrant under this chapter. The record of
22 conviction shall be conclusive evidence only of the fact that the conviction occurred.
23 The board may inquire into the circumstances surrounding the commission of the
24 crime in order to fix the degree of discipline or to determine if the conviction is
25 substantially related to the qualifications, functions, or duties of a licensee or
registrant under this chapter. A conviction has the same meaning as defined in
Section 7.5. The board may order any license or registration suspended or revoked, or
may decline to issue a license or registration when the time for appeal has elapsed, or
the judgment of conviction has been affirmed on appeal, or, when an order granting
probation is made suspending the imposition of sentence. All actions pursuant to this
subdivision shall be taken pursuant to Division 1.5 (commencing with Section 475).

26 ...

27 (c) Administering to himself any controlled substance or using of any of the
28 dangerous drugs specified in Section 4022, or of any alcoholic beverage to the extent,
or in a manner, as to be dangerous or injurious to the person applying for a

1 registration or license or holding a registration or license under this chapter, or to any
2 other person, or to the public, or, to the extent that the use impairs the ability of the
3 person applying for or holding a registration or license to conduct with safety to the
4 public the practice authorized by the registration or license. The board shall deny an
5 application for a registration or license or revoke the license or registration of any
6 person, other than one who is licensed as a physician and surgeon, who uses or offers
7 to use drugs in the course of performing marriage and family therapy services.

8 ...

9 **REGULATORY PROVISIONS**

10 7. California Code of Regulations, title 16, section 1812(a) states:

11 For purposes of denial, suspension, or revocation of a license pursuant to
12 Section 141, Division 1.5 (commencing with Section 475), or Section 4982, Section
13 4989.54, Section 4992.3, or Section 4999.90 of the Code, a crime, professional
14 misconduct, or act shall be considered to be substantially related to the qualifications,
15 functions or duties of a person holding a license under Chapters 13, 13.5, 14, and 16
16 of Division 2 of the Code if to a substantial degree it evidences present or potential
17 unfitness of a person holding a license to perform the functions authorized by the
18 license in a manner consistent with the public health, safety or welfare. For purposes
19 of this section, "license" shall mean license or registration.

20 **COST RECOVERY**

21 8. Section 125.3 of the Code provides, in pertinent part, that the Board may request the
22 administrative law judge to direct a licensee found to have committed a violation or violations of
23 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
24 enforcement of the case, with failure of the licensee to comply subjecting the license to not being
25 renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be
26 included in a stipulated settlement.

27 **FIRST CAUSE FOR DISCIPLINE**

28 **(May 6, 2022 Criminal Conviction - DUI on April 19, 2021)**

9. Respondent is subject to disciplinary action under Code sections 490 and 4982(a), in
conjunction with California Code of Regulations, title 16, section 1812(a), in that on or about
May 6, 2022, in a criminal proceeding entitled *The People of the State of California vs. Jessica*
Hinojosa, in Superior Court of California, County of Los Angeles, Case Number 1DN02685,
Respondent was convicted of violating Vehicle Code section 23152(b) (driving with a .08%
blood alcohol content), a misdemeanor. Respondent was placed on probation for 36 months with
terms and conditions, ordered to complete a six (6) month licensed first-offender alcohol and

1 other drug education and counseling program, complete the hospital and morgue program,
2 complete the victim impact program of mothers against drunk driving, and pay fines and fees.

3 10. The circumstances surrounding the conviction are that on or about April 19, 2021, a
4 Downey Police Department officer responded to a traffic collision involving Respondent.
5 Respondent collided with two (2) parked vehicles. Upon speaking to Respondent, the officer
6 noticed the odor of an alcoholic beverage emitting from her breath and bloodshot eyes.
7 Respondent admitted to drinking an alcoholic beverage prior to driving. Respondent submitted to
8 a blood sample that revealed a blood alcohol concentration of 0.20%.

9 **SECOND CAUSE FOR DISCIPLINE**

10 **(Dangerous Use of Alcohol)**

11 11. Respondent is subject to disciplinary action under Code section 4982(c), on the
12 grounds of unprofessional conduct, in that Respondent used alcoholic beverages to the extent, or
13 in a manner, as to be dangerous or injurious to herself, or to any other person, or to the public, as
14 alleged above in paragraph 10.

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1 PRAYER

2 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
3 and that following the hearing, the Board of Behavioral Sciences issue a decision:

4 1. Revoking or suspending Licensed Marriage and Family Therapist License Number
5 LMFT 121817, issued to Jessica Hinojosa;

6 2. Ordering Jessica Hinojosa to pay the Board of Behavioral Sciences the reasonable
7 costs of the investigation and enforcement of this case, pursuant to Business and Professions
8 Code section 125.3; and

9 3. Taking such other and further action as deemed necessary and proper.

10
11 DATED: August 19, 2022

Steve Sodergren

STEVE SODERGREN
Executive Officer
Board of Behavioral Sciences
Department of Consumer Affairs
State of California
Complainant

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